

AMENDED IN SENATE AUGUST 22, 2012
AMENDED IN SENATE JANUARY 13, 2012
AMENDED IN SENATE AUGUST 15, 2011
AMENDED IN SENATE JULY 11, 2011
AMENDED IN SENATE JUNE 30, 2011
AMENDED IN ASSEMBLY MAY 27, 2011

CALIFORNIA LEGISLATURE—2011–12 REGULAR SESSION

ASSEMBLY BILL

No. 685

Introduced by Assembly Member Eng
(Coauthors: Assembly Members Fong and V. Manuel Pérez)
(Coauthor: Senator Wolk)

February 17, 2011

An act to add Section 106.3 to the Water Code, relating to water.

LEGISLATIVE COUNSEL'S DIGEST

AB 685, as amended, Eng. State water policy.

Existing law establishes various state water policies, including the policy that the use of water for domestic purposes is the highest use of water.

This bill would declare that it is the *established* policy of the state that every human being has the right to safe, clean, affordable, and accessible water adequate for human consumption, cooking, and sanitary purposes. The bill would require, ~~on and after January 1, 2013,~~ all relevant state agencies, including the Department of Water Resources, the State Water Resources Control Board, ~~the California regional water quality control boards,~~ and the State Department of Public Health, to

~~advance the implementation of~~ *consider* this state policy ~~upon revising existing, and upon when revising,~~ adopting, or establishing new, policies, regulations, and ~~funding grant~~ criteria when those policies, regulations, and grant criteria are pertinent to the uses of water described above.

Vote: majority. Appropriation: no. Fiscal committee: yes.
State-mandated local program: no.

The people of the State of California do enact as follows:

- 1 SECTION 1. Section 106.3 is added to the Water Code, to
2 read:
3 106.3. (a) *It is hereby declared to be the established policy of*
4 *the state that every human being has the right to safe, clean,*
5 *affordable, and accessible water adequate for human consumption,*
6 *cooking, and sanitary purposes.*
7 (a)
8 (b) ~~On and after January 1, 2013, all~~ *All* relevant state agencies,
9 including the department, the ~~state board,~~ *the California regional*
10 ~~water quality control boards,~~ and the State Department of Public
11 Health, shall ~~advance the implementation of~~ *consider* this ~~state~~
12 ~~policy upon revising existing, and upon when revising,~~ adopting,
13 or establishing new, policies, regulations, and ~~funding grant~~ criteria
14 ~~when those policies, regulations, and criteria are pertinent to the~~
15 ~~uses of water described in this section~~ *when those policies,*
16 *regulations, and criteria are pertinent to the uses of water*
17 *described in this section.*
18 (b)
19 (c) This section ~~shall~~ *does* not expand any obligation of the state
20 to provide water or *to* require the state's expenditure of additional
21 resources *to develop water infrastructure* beyond the obligations
22 that may exist pursuant to subdivision (a), ~~nor shall it infringe on~~
23 ~~any causes of action that exist independently of this section~~ (b).
24 (e)
25 (d) This section shall not apply to water supplies for new
26 development.
27 (d)

- 1 (e) ~~This section does not create or impose any additional duties~~
- 2 *The implementation of this section shall not infringe on the rights*
- 3 or responsibilities ~~on~~ of any public water system.